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FORT LAUDERDALE CITY COMMISSION
DECEMBER 11, 2001**

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
December 11, 2001**

Meeting was called to order at 6:17 P.M. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Tim Smith
Commissioner Carlton B. Moore
Commissioner Cindi Hutchinson
Commissioner Gloria Katz (6:18)
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	F. T. Johnson
	Assistant City Attorney	Sharon Miller
	City Clerk	Lucy Masliah
	Sergeant At Arms	Sergeant D. Lewis

Invocation was offered by the City Clerk.

Mr. Christopher Myers, senior student at St. Thomas High School, sang the National Anthem in remembrance of the three-month anniversary of the September 11th terrorist attacks. Mayor Naugle expressed his appreciation to Mr. Myers.

Pledge of Allegiance to the Flag.

Note: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

Presentations (OB)

1. Expressions of Sympathy

Mayor Naugle presented Expressions of Sympathy to the families of *Ervin L. Smith and Jeff Davis*. Commissioner Smith stated that Mr. Davis had been so committed to this City that he had continued to attend meetings even as he battled for his life.

2. Frederick Leon Storr – 100th Birthday

Commissioner Moore recognized Mr. Frederick Leon Storr on the occasion of his 100th birthday this Saturday. He advised that Mr. Storr had served the community with great distinction during his century of life.

3. Smoke Detector Test

Commissioner Moore demonstrated the proper method of testing the batteries in a smoke detector and encouraged everyone at home to do the same.

4. 2002 Homestead and Senior Exemption Application Program

Mr. Robert L. Wolfe, Deputy Director of Community Services, from the office of William Markham, Broward County Property Appraiser, made an important announcement about this year's homestead and senior exemption application process. He announced that the 2002 Homestead and Senior Exemption sign-up dates at City Hall and at each Fort Lauderdale Library had been published recently in the City's newsletter, and a press release had been issued today. Mr. Wolfe explained that the Senior Exemption was a second property tax exemption of up to \$25,000 of assessed value to eligible senior citizens living on fixed incomes.

Mr. Wolfe stated that eligibility called for ages 65 and older as of January 1 of this year with a total household adjusted income not exceeding \$20,680 plus a small cost of living increase. He advised that the application process was still cumbersome, but the Property Appraiser was supporting legislation next year to simplify the process and to ensure against fraudulent filing.

5. Proclamation – “Flotilla No. 2 of the Coast Guard Auxiliary Day”

Commissioner Katz read aloud and presented a proclamation that observed December 8, 2001 as “*Flotilla No. 2 of the Coast Guard Auxiliary Day*” in the City of Fort Lauderdale. *Flotilla Commanders Collin Taylor and Cecil Smart* accepted the Proclamation on behalf of the Coast Guard Auxiliary on the occasion of its 60th anniversary.

6. Virginia L. Hutchinson – 80th Birthday Celebration

Commissioner Hutchinson read aloud and presented her mother, *Ms. Virginia Hutchinson*, with a Commendation in honor of her 80th birthday celebration.

7. World's Oldest Navigator – David Clark

The City Manager introduced *Mr. Randy Avon*, of Sister Cities International, who presented *Mr. David Clark* – the World's Oldest Navigator. Mr. Clark had sailed all the way around the world in 2 years and 2 days and had been recognized in the Guinness Book of World Records at the age of 77 years old. Mr. Avon stated that Mr. Clark had brought international press coverage to Fort Lauderdale on numerous occasions. He estimated the value of this publicity at \$5 million to \$7 million.

Mr. Clark said it was fabulous to be in Fort Lauderdale, and he had been pleasantly surprised to be received by Mayor Naugle without an appointment. Mayor Naugle inquired about Mr. Clark's favorite place around the world, and he advised that Fort Lauderdale was his favorite place. He had been treated well in all parts of the world, but Fort Lauderdale was home. Mr. Clark expressed his appreciation for this honor. Mayor Naugle pointed out that this gave tremendous recognition to both the City and its marine industry, which had been instrumental in promoting the trip.

At 6:40 P.M., Commissioner Moore left the meeting. He returned at 6:46 P.M.

8. Fort Lauderdale Turn It Off! Campaign Award – American Water Works Association

The City Manager presented to the Mayor and City Commission a plaque from the American Water Works Association for first place for the Fort Lauderdale Turn It Off! Campaign. He recognized employees *Rose Klarman, Dominique Damiano, Alison Hibbert, Diane Marshall, and Leslie Backus* for their hard work and contribution to the campaign. Mayor Naugle pointed out that the City had been able to save a lot of water when under restriction, and he congratulated these individuals on the success of the program and the recognition it had brought to Fort Lauderdale.

9. Outstanding City Employees

The following individuals were recognized as Outstanding City Employees:

- Joseph Pasquariello and Bob Guilford, of the Community and Economic Development Department;
- Paul Vitrano, Lenny Rodriguez, Judd Hopping and Tim Sims, of the Public Services Department;
- Officer Marc DeCarlo and Paul Brown, of the Police Department; and
- Lieutenants Robert Marsh and Phillip W. Pennington, Firefighter/Paramedics Danny Oatmeyer, Joe Fox, John Heiser and Troy K. Cool, and Driver-Engineer Douglas E. Stanley, of the Fire-Rescue Department.

The City Manager noted that the Olympic Torch had passed through Fort Lauderdale over the weekend, and the former Recreation Director had carried it on its last leg. He advised that he had accepted a Proclamation on behalf of the City Commission from the Salt Lake City Olympic Torch Relay Committee, and the Fort Lauderdale had been well represented.

Consent Agenda (CA)

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Event Agreement – Holiday on the Galt (M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Galt Ocean Shoppes Improvement Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Holiday on the Galt** to be held **Thursday, December 13, 2001 from 12:00 noon to 11:00 p.m.**; and further authorizing the closing of N.E. 33 Avenue from the Beach Community Center to N.E. 33 Street from 7:00 a.m. to 11:59 p.m. (1 minute before midnight) on Thursday, December 13, 2001.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1757 from City Manager.

Event Agreement – Imperial Point Race (M-2)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **North Broward Hospital District** to indemnify, protect, and hold harmless the City from any liability in connection with the **Imperial Point Race** to be held **Saturday, March 30, 2002 from 6:00 a.m. to 11:00 a.m.**; and further authorizing the closing of the following route from 7:00 a.m. to 9:30 a.m.: beginning at the east entrance of Imperial Point Medical Center, proceeding south on Federal Highway to Imperial Point Drive, west to N.E. 22 Avenue, south to N.E. 54 Street, west to N.E. 19 Avenue, north to N.E. 56 Street, east to N.E. 20 Avenue, north to N.E. 59 Court, east to Imperial Point Drive, continuing east on Imperial Point Drive to N.E. 22 Avenue, north to finish at the west entrance of the Medical Center.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1811 from City Manager.

Event Agreement - Secret Gardens of Rio Vista Home and Garden Tour (M-3)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Federated Garden Circles of Fort Lauderdale, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **Secret Gardens of Rio Vista Home and Garden Tour** to be held **Saturday and Sunday, February 16 and 17, 2002 from 10:00 a.m. to 4:00 p.m.** in the Rio Vista neighborhood.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1810 from City Manager.

Event Agreement – Ocean Mile Swim (M-4)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **the International Swimming Hall of Fame, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **Ocean Mile Swim** to be held **Saturday, January 5, 2002 from 6:30 a.m. to 11:00 a.m.** at Fort Lauderdale Beach.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1808 from City Manager.

Event Agreement – Irish Fest 2002..... (M-5)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Irish Cultural Institute** to indemnify, protect, and hold harmless the City from any liability in connection with **Irish Fest 2002** to be held **Friday, February 15, 2002 from 5:00 p.m. to 11:00 p.m.; Saturday, February 16, 2002 from 12:00 noon to 11:00 p.m.; and Sunday, February 17, 2002 from 12:00 noon to 9:00 p.m.** at the Fort Lauderdale Stadium festival grounds.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1809 from City Manager.

**Lease Agreement – Philip E. Morgaman, Trustee –
Community Policing Center Building at 1113 East Sunrise Boulevard..... (M-6)**

A motion authorizing the proper City officials to execute a one-year lease agreement with Philip Morgaman, Trustee, for the Community Policing Center building located at 1113 East Sunrise Boulevard, in the amount of \$4,000 per month.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 01-1761 from City Manager.

**Nonprofit Acquisition and Improvement Loan (NAIL) –
Northwest Boys and Girls Club, Nan Knox Unit – 832 N.W. 2 Street (M-7)**

A motion authorizing the proper City officials to approve a nonprofit acquisition and improvement loan (NAIL) for the Northwest Boys and Girls Club, Nan Knox Unit, located at 832 N.W. 2 Street, in the amount of \$341,093.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1308 from City Manager.

**Special Limited Release –
Coastal Carting, Ltd. v Broward County et al (Case No. 96-7175-CIV-Gonzalez) (M-8)**

A motion authorizing the proper City officials to execute a Special Limited Release Agreement as part of the settlement of the Coastal Carting, Ltd. v Broward County et al litigation.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1716 from City Manager.

**Grant Agreement – Broward County –
Swim Central Grant Program – Riverland Park Aquatic Center..... (M-9)**

A motion authorizing the proper City officials to execute a grant agreement with Broward County to accept a Swim Central Grant in the amount of \$1,500,000 in Fiscal Year 2001/2002 for the construction of the Riverland Park Aquatic Center.

Recommend: Motion to approve.
Exhibit: Memo No. 01-1800 from City Manager.

**Task Order – Miami Wrecking Company –
Project 10355 – Demolition of South Beach Rest Room Buildings (M-10)**

A motion authorizing the proper City officials to execute a Task Order with Miami Wrecking Company in the amount of \$13,885 for the demolition of the South Beach rest room buildings.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 01-1830 from City Manager.

**Contract Award – AKA Services, Inc. –
Project 9945 – Water Main Improvements – Hendricks Isle (M-11)**

A motion authorizing the proper City officials to execute an agreement with AKA Services, Inc. in the amount of \$414,500 for water main improvements in Hendricks Isle.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 01-1712 from City Manager.

**Contract Award – Siga Incorporated –
Project 10408 – Construction of Permanent Road Closures (M-12)**

A motion authorizing the proper City officials to execute an agreement with Siga Incorporated in the amount of \$68,870 for construction of permanent road closures in the Lake Ridge, Middle River Terrace, and South Middle River neighborhoods.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 01-1715 from City Manager.

**Contract Award – Subaqueous Services, Inc. -
Project 10413 – FY 2001/2002 Annual Dredging Contract (M-13)**

A motion authorizing the proper City officials to execute an agreement with Subaqueous Services, Inc. in the amount of \$130,377 for the FY 2001/2002 annual dredging contract.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 01-1721 from City Manager.

**Revocable License Agreement – John Abdo – Pave Portion of
Alley located on Southwest Corner of Broward Boulevard and S.E. 17 Avenue (M-14)**

A motion authorizing the proper City officials to execute a Revocable License Agreement with John Abdo for the paving of a portion of the alley abutting property on the south side of the southwest corner of Broward Boulevard and S.E. 17 Avenue (Lots 1, 2, 3, 14, 15 and 16, Block 44 of Colee Hammock, plat book 1, page 17).

Recommend: Motion to approve.

Exhibit: Memo No. 01-1717 from City Manager.

**Transfer of Jurisdiction – Broward County – N.E. 62 Street
(Cypress Creek Road) – From N.E. 18 Avenue to Federal Highway (U. S. 1) (M-15)**

A motion authorizing the proper City officials to execute a Transfer of Jurisdiction Agreement with Broward County for N.E. 62 Street (Cypress Creek Road) from N.E. 18 Avenue to Federal Highway (U. S. 1).

Recommend: Motion to approve.

Exhibit: Memo No. 01-1723 from City Manager.

**Installation of Speed Humps –
N.E. 15 Avenue (Sunrise Boulevard to N.E. 6 Street) (M-16)**

A motion approving the installation of speed humps on N.E. 15 Avenue (Sunrise Boulevard to N.E. 6 Street) by the neighborhood's contractor, at no cost to the City.

Recommend: Motion to approve.

Exhibit: Memo No. 01-1829 from City Manager.

PURCHASING AGENDA

Florida State – Information Security Services (Pur-1)

An annual agreement for information security services is being presented by the Administrative Services Information Technology Division.

Low Responsible Bidder: Gartner Group
Fort Myers, FL
Amount: \$ 59,900.00 (not to exceed)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1781 from City Manager

The Purchasing Division recommends approval from the Florida State contract.

Co-Op Contract 01-15R – Purchase of Office Supplies (Pur-2)

An annual agreement for the purchase of office supplies is being presented for approval by the Administrative Services Department (for citywide use).

Low Responsible Bidder: Office Depot
Sunrise, FL
Amount: \$ 330,000.00 (estimated)
Bids Solicited/Rec'd: 31/7
Exhibits: Memorandum No. 01-1776 from City Manager

The Purchasing Division recommends award to first ranked proposer.

Boca Raton RFP 2000-008 – Fire-Rescue Transport Unit (Pur-3)

An agreement to purchase one Fire-Rescue transport unit is being presented for approval by the Administrative Services, Fleet Services Division.

Low Responsible Bidder: American LaFrance Medic Master
Sanford, FL
Amount: \$ 135,579.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 01-1766 from City Manager

The Purchasing Division recommends award from the City of Boca Raton RFP with approval to transfer \$187,324 from General Fund Contingency (FD001-9950) to: \$38,571 to Medical Equipment (FIR030101-6416), \$9,000 to Communications Equipment (FIR010502-6401), \$2,019 to Medical Supplies & Equipment (FIR030101-3922), \$2,155 to Misc. Tools & Equipment (FIR010501-3946) and \$135,579 to Fleet Vehicle Replacement (ADM030501-6416).

Mayor Naugle announced that **Item No. M-7** had been deleted from the Consent Agenda and would not be considered this evening.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item Nos. M-6, M-10, M-12, M-13, M-15, M-16, Pur. 2 and Pur. 3 be deleted from the Consent Agenda and considered separately and that all remaining Consent Agenda Items be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

At 7:00 P.M., the meeting was recessed to conclude a Conference meeting item. It was reconvened at 7:20 P.M.

Lease Agreement – Philip E. Morgaman, Trustee – Community Policing Center Building at 1113 East Sunrise Boulevard (M-6)

Commissioner Katz thought a \$500 per month increase in rent seemed steep. She wondered if the McGinnis School site at 15th Street and Dixie Highway would be suitable. Police Chief Bruce Roberts replied that it had been considered at one time, as had several other sites. He explained that a location near a neighborhood that would have impact was desired, and a very visible site was beneficial. In addition, some additional square footage was needed. He stated that the search would continue for another location over the next year.

Mayor Naugle noted that the price was increasing from \$7 per square foot to \$8 per square foot. He felt that was a reasonable rate. Chief Roberts advised that the owner was also going to do some renovations, including fixing the roof.

Commissioner Katz also suggested Lincoln Park as a site. Chief Roberts said he would look into that although he thought there were other plans for that facility. However, he intended to continue seeking alternatives.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item No. M-6 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Task Order – Miami Wrecking Company – Project 10355 – Demolition of South Beach Rest Room Buildings (M-10)

Commissioner Katz asked if the Parks & Recreation Department had been pursuing use of the restrooms at Birch State Park or other facilities for the north end of the beach since this item would provide a single large facility at the south end of the beach. Mayor Naugle suggested that a meeting be scheduled with the State Legislature, staff and the District Commissioner. Mr. Phil Thornburg, Parks Superintendent, explained that a Friday memorandum would be forthcoming, and the restrooms at Birch State Park had been opened today.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-10 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Contract Award – Siga Incorporated – Project 10408 – Construction of Permanent Road Closures (M-12)

Commissioner Katz thought the Commission had indicated that this would also be available to other neighborhood associations. Mr. Peter Partington, Engineering Division, stated that this was a general contract that could be applied to other parts of the City.

Commissioner Smith wondered how quickly the contractor was prepared to erect the closures. Mr. Partington advised that the paperwork would take about a month, and he thought the contractor could begin anytime after it was completed. Commissioner Smith suggested that this be temporarily tabled to determine how quickly the recommended contractor could mobilize.

Contract Award – Subaqueous Services, Inc. – Project 10413 – Fiscal Year 2001/2002 Annual Dredging Contract (M-13)

Commissioner Hutchinson asked what areas would be dredged as part of this contract. Mr. Hector Castro, City Engineer, replied that this contract provided for the residential maintenance dredging program. He stated that canals were dredged on a first-come, first-served basis. At this time, there was a backlog that would cost two and a half times the money that was available. Mr. Castro reported that this contract would address The Landings, Southwest 5th Street and 18th Avenue, 27th Terrace, the 1800 block of 23rd Terrace, and Rio Del Mar north of Las Olas Boulevard. He added that the funds would address about a third of the list and he would provide Commissioner Hutchinson with a copy of it.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item No. M-13 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Transfer of Jurisdiction – Broward County – Northeast 62nd Street (Cypress Creek Road) from Northeast 18th Avenue to Federal Highway (U.S. 1) (M-15)

Commissioner Moore inquired about the cost of maintenance. Mr. Peter Partington, Engineering Division, said he would forward that information to Commissioner Moore. Mayor Naugle believed the back-up material indicated the maintenance had been costing about \$3,000. With inflation, he thought the cost might be up to \$3,300. Mr. Partington said he had made that statement in 1999, and the road had to be resurfaced every 15 years.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-15 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: Commissioner Moore.

**Installation of Speed Humps – Northeast 15th Avenue
(Sunrise Boulevard to Northeast 6th Street) (M-16)**

Commissioner Katz understood the cost of the speed humps would be \$18,500, and the neighborhood was paying \$10,000. She wondered who would pay the difference. Mr. Peter Partington, Engineering Division, explained that the \$18,500 cost was based on the City's annual contractor doing the work, while the \$10,000 cost was based on the neighborhood undertaking the work itself. He stated that the City would not have a contractual relationship with the contractor, although the permit fee would be waived. The permit process would ensure that standards and specifications would be met, and the City would inspect the work.

Mayor Naugle understood the City would incur no expense. Mr. Partington agreed that was correct. Commissioner Katz asked who would be liable. Mr. Partington stated that the contractor would have insurance.

Mr. Michael Kasten, Council of Fort Lauderdale Civic Associations, was confused about the policy relating to speed humps. He had understood that 70% of the residents on a street had to support installation of speed humps. Mr. Partington stated the policy was to survey the residents of the road and report the result to the City Commission.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-16 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Co-Op Contract 01-15R – Purchase of Office Supplies (Pur. 2)

Commissioner Moore inquired about the estimated savings through this co-op purchase. The Purchasing Manager stated that 1% was being saved over the previous contract, but the City had never done its own contract for comparison purposes. He advised that there was not another contract in the area that was really comparable. He believed the co-op contract as a whole was over \$1 million, so each of the participants received better discounts than would be offered if individual contracts were executed. Commissioner Hutchinson thought a tremendous amount of money was saved. The Purchasing Manager believed that was true.

Commissioner Moore did not support this concept. He felt Fort Lauderdale was large enough to warrant its own contract. The City Manager asked the Purchasing Manager to prepare a comparative analysis of this contract and some of the other co-op contracts for the Commission.

Commissioner Moore also wanted information about the rules for co-op contracts. For example, he wondered if points were given to disadvantaged businesses or offer local preferences. The Purchasing Manager advised that the rules under which Tamarac operated were very similar to those in Fort Lauderdale. There was not a local vendor preference, but there were points for WBE and MBE firms. He stated that local preferences were excluded because that would make it difficult for other agencies to use a contract because an award might not be made to the true low bidder.

Mayor Naugle noted that Office Depot was a local company. The Purchasing Manager agreed its corporate headquarters was in Broward County, and it had been a very good vendor. He stated that there was a 98.5% to 99% "fill ratio" on its orders.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item No. Pur. 2 be approved as recommended. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: Commissioner Moore.

Boca Raton RFP 2000-008 – Fire-Rescue Transport Unit (Pur. 3)

Commissioner Katz understood the money for this unit would come from General Fund Contingencies. She wondered if fees collected for transport went back into that Fund. The Fire Chief stated that all the fees went into the General Fund.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Pur. 3 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.
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City Commission Request for Review – Continuation of Non-Conforming Status (Game Room) – Willie Rawls (PZ Case No. 6-NC-01) (M-17)

A motion was presented scheduling a public hearing for January 8, 2002 to consider review of an application for the continuation of a non-conforming status.

Applicant: Willie Rawls
Request: Continuation of non-conforming status (game room)
Location: 1601 N.W. 6 Street

Motion made by Commissioner Moore and seconded by Commissioner Smith to schedule a public hearing for January 8, 2002 to consider review of an application for the continuation of a non-conforming status. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Settlement of Litigation – Agreement and Site Plan for U. S. Concrete Pipe Manufacturing Facility (A & N Properties) (M-18)

A motion was presented authorizing the proper City officials to execute an agreement and approve the site plan to settle litigation between the City and U. S. Concrete Pipe Manufacturing Facility (A & N Properties).

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to execute an agreement and approve the site plan to settle litigation between the City and U. S. Concrete Pipe Manufacturing Facility (A & N Properties). Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Vacate a Portion of N.E. 5 Avenue -
Home Depot U.S.A., Inc. – The Home Depot (PZ Case No. 32-P-00) (PH-1)

At the Planning and Zoning regular meeting of October 17, 2001, it was recommended by a vote of 8 to 0 that the following application be approved. Notice of the public hearing was published on November 29 and December 6, 2001. (Also see Items PH-2, R-6 and R-7 on this Agenda).

Applicant: Home Depot U.S.A., Inc.
Request: Vacate a portion of N.E. 5 Avenue
Location: North of East Sunrise Boulevard and south of N.E. 11 Street, between
N.E. 4 Avenue and N.E. 5 Terrace

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Smith and seconded by Commissioner Moore to close public hearing. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Commissioner Smith asked if Home Depot planned to pay for the expedited permit process. *Mr. Robert Lochrie*, Attorney representing Home Depot, replied that the applicant was prepared to use that process. Ms. Cecelia Hollar, Construction Services Director, stated that staff would be happy to expedite the permit process.

Commissioner Smith asked how soon the existing boarded buildings could be demolished. Mr. Lochrie stated that a demolition permit application had been submitted. Once issued, the building would be demolished within 30 days. Mr. John Smith, Building Official, advised that the demolition permit process was very quick once the outside agencies had approved and the sewers were capped off.

Commissioner Smith referred to the street closures north of the store. He understood Home Depot had agreed to pay the entire cost. Mr. Lochrie agreed those improvements had been identified as part of the site plan, so that commitment had been made up to \$15,000. Commissioner Smith expressed appreciation.

Commissioner Moore understood the main entrance to the site would be on Northeast 4th Avenue. *Mr. Alan Tinter*, Traffic Engineer, agreed that was correct. There would also be a secondary entrance on Northeast 11th Street. Commissioner Moore asked if there was a curb cut that would force a right turn out of the property. Mr. Tinter thought it would be impossible to do anything but turn right on 4th Avenue because a median had been constructed. Commissioner Moore asked if a mass transit vehicle could come off the road into the site. Mr. Tinter stated that a bus bay would be constructed on Sunrise Boulevard, but there was not enough space on 4th Avenue.

Commissioner Moore wanted 4th Avenue addressed by Mass Transit prior to second reading of this ordinance because he felt there would be terrible impact if mass transit vehicles stopped in the lane. Mr. Lochrie said this had been reviewed during the platting process, but he could specifically discuss the subject with Mass Transit representatives before second reading.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-01-53

AN ORDINANCE VACATING, ABANDONING AND CLOSING ALL OF THAT PORTION OF NORTHEAST 5TH AVENUE LYING BETWEEN BLOCKS 181 AND 182, "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; BOUNDED ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 11TH STREET AND BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF EAST SUNRISE BOULEVARD, SUCH LAND BEING LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Mayor Naugle announced that the second reading of Ordinance No. C-01-53 would take place at 6:00 P.M., December 18, 2001.

**Rezone RMM-25 to CB with Allocation of Flexibility/Site Plan Approval -
Home Depot U.S.A., Inc. – The Home Depot (PZ Case No. 24-ZR-00) (PH-2)**

At the Planning and Zoning regular meeting of October 17, 2001, it was recommended by a vote of 8 to 0 that the following application be approved. Notice of the public hearing was published on November 29 and December 6, 2001. (Also see Items PH-1, R-6 and R-7 on this Agenda).

Applicant: Home Depot U.S.A., Inc.
Request: Rezone RMM-25 to CB with allocation of flexibility/site plan approval.
Location: North of East Sunrise Boulevard and south of N.E. 11 Street, between
N.E. 4 Avenue and N.E. 5 Terrace

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Smith and seconded by Commissioner Moore to close public hearing. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Commissioner Smith introduced the following ordinance on first reading:

ORDINANCE NO. C-01-54

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO CB INCLUDING THE ALLOCATION OF FLEXIBILITY UNITS AND SITE PLAN APPROVAL FOR A HOME IMPROVEMENT AND LAWN AND GARDEN CENTER; LOTS 37 THROUGH 44, BLOCK 181, AND LOTS 1 THROUGH 9, BLOCK 182, "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; LOCATED ON EACH SIDE OF NORTHEAST 5TH AVENUE, BETWEEN EAST SUNRISE BOULEVARD AND NORTHEAST 11TH STREET, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Contract Award – Siga Incorporated – Project 10408 – Construction of Permanent Road Closures (M-12)

Mr. Hector Castro, City Engineer, stated that the contractor had indicated that mobilization would occur within two to three weeks of issuance of the Task Order. He also advised that the City's experience with Siga Incorporated had been good.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson that Consent Agenda Item No. M-12 be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Levy Special Assessment - Project 9793 – Harbour Isles of Fort Lauderdale, Inc. (HIFLi): Inlet Beach Improvements ("IBIS") Special Assessment Project (PH-3)

A public hearing was held to consider a resolution approving the construction of the Harbour Isles of Fort Lauderdale, Inc. (HIFLi) Inlet Beach ("IBIS") neighborhood improvements and to defray the expense by special assessments; describing the nature and location of the proposed improvements; providing for the estimated cost of the improvements; providing for the manner in which said assessments shall be made, when said assessments are to be paid, and designating the lands upon which the special assessments shall be levied. Notice of public hearing was published November 26 and December 3, 2001. (Please see Item PH-4 on this Agenda).

Mayor Naugle called for those who wished to be heard. The following appeared:

Mr. Mike Fayyaz, Engineering Division, stated that after many years of public meetings, the Harbour Isles Improvement Project was ready for presentation as part of the General Master Plan approved by the City Commission several years ago.

Mr. Hal Barnes, Project Engineer, recalled that consensus had been reached in the community about this project some six years ago. A list of approximately 40 items had been developed, including entranceway features, safety, and beautification elements. A Master Plan for the area had then been developed from the list. Mr. Barnes displayed an aerial photograph of the area and stated that two special assessment projects had been generated – one involving the single-family area and one involving the multi-family condominiums. He described the projects and announced that the project in the single-family neighborhood was nearing completion. Mr. Barnes hoped for a dedication of the new facilities in early January.

At 8:05 P.M., Commissioner Moore left the meeting. He returned at 8:07 P.M.

Mr. Barnes stated that the project being presented this evening involved the multi-family condominium areas east of South Ocean Drive, and it included the Breakwater Surf Club and the Lago Mar Hotel. He displayed a rendering of the IBIS project and described the boundaries of the project area. Mr. Barnes described the scope of the project, which involved improvements to South Ocean Drive, landscaping, pavers, a modular newspaper unit, entryway features, and lighting. Mr. Barnes stated that the heart of the project would be located at Grace Drive and South Ocean Drive with a roundabout, decorative landscaping, curbing and brick pavers. He noted that drainage in the area should be improved with removal of excess asphalt for wider medians.

Mr. Barnes advised that an application for NCIP funds had been submitted for 2001/02 funding, although that was not yet being presented to the Commission. If that application were not approved for some reason, however, it would not impact the scope of this project or the assessment amounts under consideration.

Mr. Barnes reported that an official survey had been conducted, with 1,775 questionnaires mailed and 904 responses received. Of those 904 responses, 590 had supported the project for an approval rate of 65%. He described the community input process that had been utilized, including articles in area publications, and over 100 meetings held throughout the community.

Mr. Barnes stated that the neighborhood had agreed to maintain all the new architectural elements, and the City would continue to maintain the roadways, brick pavers, decorative lighting and median islands. He reported that a preliminary assessment roll had been prepared and filed with the City Clerk. Mr. Barnes stated that the total project cost was \$681,884, and the neighborhood had applied for \$75,000 worth of NCIP grant monies. In addition, about \$43,000 had been donated by the CIP, and \$22,000 had been contributed from the City's Safety Grant funds.

Mr. Barnes announced that in addition to the assessment amount, the Largo Mar Hotel had agreed to contribute \$5,000, leaving an assessable balance of \$536,123. He advised that a consultant had suggested an assessment methodology using an equal share per dwelling unit or an equivalent unit for commercial establishments like the Lago Mar Hotel. Mr. Barnes stated that the total was 1,881 units at \$285.02 per unit for the assessment if the Commission approved the project. As was typical, he said that there would be no billing until the construction was completed, and any assessments over \$1,000 could be financed for up to ten years.

Mr. William "Bill" Cole thanked staff for all their support and for the support of the City Commission, and Mr. Barnes in particular. He was very pleased to see this project go forward and expressed appreciation to the community for all its efforts over the past six years.

Mr. Todd Weaver, 2000 South Ocean Lane, felt everyone had done a great job with this project, but he had a question about the beach access entranceway. He thought a public shower should be placed in this location because people tended to come onto adjoining properties to clean up. Mr. Weaver was also concerned that the lighting in the public access area would glare through his windows. Mr. Barnes advised that staff had looked into these issues, and the general consensus of the neighborhood was against a shower because people feared it might attract some "undesirable element." Insofar as the lighting, staff would work to keep the light from shining into the condominium windows.

Mr. Hector Gless, 1956 South Ocean Lane, said his building had been excluded from the whole project. He advised that the Condominium Association supported this project and had agreed to donate its portion of a private road to the City. He hoped his condominium would be included because a 400' section of the road would basically remain unfinished otherwise.

Mr. Barnes stated that the section of roadway along Ocean Lane to which Mr. Gless had referred appeared to be all public road. However, there were four parcels. One was private; one was County surplus that was being transferred to the City; and, two additional parcels were private. He stated that staff had been working with the property owners to effect a transfer it into the public right-of-way system, but without all of them, it would be difficult to shift the road to provide the desired improvements. Mr. Barnes advised that Mr. Gless' building, LaCoquina, had favored the transfer to the City, but the Orleans Chateau was not. Mayor Naugle asked if something could be considered in the future if the Orleans Chateau took a different position. Mr. Barnes replied a separate project could be considered if that occurred.

Mr. Dave Adam, 1920 South Ocean Drive, favored the project, but he had some comments relating to safety. He displayed photographs taken from his balcony to demonstrate his concerns and frustrations. They showed the intersection at South Ocean Lane and 20th Street, where there was an inordinate amount of parking, dumpsters, and debris. He felt some adjustments should be made to address these issues. Mr. Adam was concerned that narrowing the traffic lanes would not leave enough room, and there was another area of concern at Barbara Drive because one could not see around the corner. He hoped that could be corrected as part of this program. Mr. Adam referred to landscape maintenance. He understood an agreement had been reached in this regard, and he hoped that was a permanent situation.

Mr. Ben Guenther, 2400 Southeast 21st Street, said he also owned a co-op at 1850 South Ocean Drive. He stated that he was 100% in favor of this project. He reported that Harbour Inlet had voted overwhelmingly in favor of the project and wanted to spend its money on these improvements.

Mr. Bob DeVane, 2100 South Ocean Drive, favored the project and believed the majority of area residents supported it as well.

Ms. Eugenie Ellis, President of the Harbour Inlet Association, was very much in favor of this continuation of the area's master plan.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that the public hearing be closed. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Mayor Naugle asked when completion of the project was anticipated. Mr. Barnes hoped for completion when people returned to Fort Lauderdale after the season.

Commissioner Hutchinson introduced a written resolution entitled:

RESOLUTION NO. A-01-3

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE INSTALLATION OF ENTRANCEWAY BEAUTIFICATION IMPROVEMENTS IN THE HARBOUR ISLES AREA AND TO DEFRAY THE EXPENSE BY SPECIAL ASSESSMENTS; DESCRIBING THE NATURE AND LOCATION OF THE PROPOSED IMPROVEMENTS; PROVIDING FOR THE ESTIMATED COST OF THE IMPROVEMENTS; PROVIDING FOR THE MANNER IN WHICH SAID ASSESSMENTS SHALL BE MADE, WHEN SAID ASSESSMENTS ARE TO BE PAID AND DESIGNATING THE LANDS UPON WHICH THE SPECIAL ASSESSMENTS SHALL BE LEVIED.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Adopt Final Assessment Roll -

Project 9793 – Harbour Isles of Fort Lauderdale, Inc. (HIFLi):

Inlet Beach Improvements (“IBIS”) Special Assessment Project (PH-4)

The City Commission met as an equalizing board to hear and consider complaints as to special assessments and consider a resolution approving the final assessment roll for the Harbour Isles of Fort Lauderdale, Inc. (HIFLi) Inlet Beach (“IBIS”) neighborhood improvements special assessment project. Notice of public hearing was published November 26 and December 3, 2001. (Please see Item PH-3 on this Agenda).

Mayor Naugle called for those who wished to be heard. There were none.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to close public hearing. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Commissioner Hutchinson introduced a written resolution entitled:

RESOLUTION NO. A-01-4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE FINAL ASSESSMENT ROLL AND THE SPECIAL ASSESSMENTS FOR THE HARBOUR ISLES OF FORT LAUDERDALE, INC. INLET BEACH IMPROVEMENTS SPECIAL ASSESSMENT PROJECT; PROJECT NO. 9793.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Citizen Presentations (CP)

1. Virgil Niederriter

Mr. Niederriter was not present.

2. Randall Powell

Mr. Randall Powell stated that he owned the property at 737 Northwest 20th Avenue, and he had appeared before the City Commission about three months ago with plans for this property. He said it had been a family endeavor, but he had encountered injustice. Mr. Powell wanted to redeem the situation, but he had not realized the interior work required permits, and the intent had been to improve the property as quickly as possible for quick sale. As soon as he had learned permits were necessary, he had hired an Architect and a general contractor to present plans to the City. He stated that he had yet to receive an acknowledgement or any criticism of the plans. After two months, he had received notice that the building was to be demolished. Mr. Powell did not feel staff had been cooperative, but the City Commission had seemed sympathetic to his situation.

Mr. Powell said he had resigned himself to demolition of the building, and he had decided to do it himself. However, he had been shocked to learn that the demolition had already taken place. He had received a bill for the demolition, and he had received no notice of the demolition at all. Mr. Powell did not feel he had been treated fairly when his only intention had been to do improve the property and the area. He was now paying \$600 a month on his mortgage, and there was no building on the property at all.

Mr. Powell wanted the City's help in obtaining rezoning of the area to accommodate the type of project that would be acceptable. He hoped for a project that would be a credit to the area and desired "compassionate assistance" and the Commission's understanding.

Commissioner Moore had met with Mr. and Mrs. Powell about this situation. His concern was whether or not Mr. Powell had been given a reasonable amount of time to do the demolition work himself. He inquired about the amount of the demolition lien and he asked how much Mr. Powell had estimated the work would cost. Mr. Powell said he thought the demolition would cost under \$4,000.

Ms. Lori Milano, Community Inspections Officer, did not have the lien amount, and Mr. Powell stated it was \$3,500. Ms. Milano recalled that Mr. Powell had appeared before the City Commission on October 2, 2001. Staff had been directed to meet with Mr. Powell, and there had been representatives from the City Attorney's Office, Code Enforcement and Economic Development. She reported that some information had been provided about some possible assistance from the County. Ms. Milano advised that some payment schedule could be worked out for the demolition cost.

Commissioner Moore understood Mr. Powell's estimate for the demolition was under \$4,000. Mr. Powell stated that he had not obtained any formal estimates, but he had worked with some people, and the bill he had received from the City had not been exorbitant.

Mayor Naugle asked if there was a Code lien on the property as well. Ms. Milano was not aware of one. Commissioner Moore said his concern was for redevelopment of the area and correction of violations. He suggested that the City reduce the amount of the lien to half the actual demolition cost because Mr. Powell had been seeking a permit for the demolition work himself. Commissioner Moore understood the property was mortgaged for \$50,000.

Mr. Powell stated that the City had interest in two lots adjoining his property. He wondered if the City would help him to acquire those lots and work with him to rezone the property so something could be done on the property in the future. Mayor Naugle explained that the Code did not allow that action because if the City declared the property surplus, it would have to invite anyone who was interested to submit bids. Mr. Powell said his idea was to acquire those properties for the assessed value and build a project that would be a credit to the City. Mayor Naugle reiterated that the law would not permit it.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to authorize the City to pay for half of the demolition costs incurred on the property at 737 Northwest 20th Avenue. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, and Smith. NAYS: Mayor Naugle.

Commissioner Moore thought there might be some opportunities to assist Mr. Powell. He wondered if the City might want to acquire Mr. Powell's property. That would at least allow Mr. Powell to satisfy his debt, and then the three properties could be addressed. The City Manager said he would explore the idea and report back next week.

Executive Airport – Parcel 10 Lease Amendment –
World Jet, Inc./R. D. Whittington (R-1)

A resolution was presented authorizing the proper City officials to consent to the request that World Jet Lease for Parcel 10 be amended to update language pertaining to the assignment and subleasing provisions.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-204

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A FOURTH AMENDMENT TO LEASE AGREEMENT WITH WORLD JET, INC., PROVIDING FOR UPDATED TERMS AND CONDITIONS REGARDING ASSIGNMENTS AND SUBLETTING.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

**Execution of Joinder and Consent to
Easement Deeds from Tenant Cypress Concourse E, LLC -
Water Facilities at Fort Lauderdale Industrial Airpark, Section 2 (R-2)**

A resolution was presented authorizing the proper City officials to execute joinders and consents to three (3) easement deeds from Cypress Concourse E, LLC to the City for the placement of water facilities at Fort Lauderdale Industrial Airpark, Section 2. (Also see Item R-3 on this Agenda).

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-205

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DEDICATING CERTAIN LANDS DESCRIBED BELOW AS SIX (6) FOOT WIDE UTILITIES EASEMENT AREA AND ACCEPTING SUCH DEDICATION ON BEHALF OF THE PUBLIC, SUBJECT TO CERTAIN TERMS AND CONDITIONS.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

**Dedication of Utility Easement – Fort Lauderdale Industrial Airpark -
Portion of Lot 25 of Parcel E Cypress Creek – Cypress Concourse E, LLC (R-3)**

A resolution was presented authorizing the proper City officials to execute the dedication of a utility easement for a portion of Lot 25 of Parcel E Cypress Creek at Fort Lauderdale Industrial Airpark to facilitate land being developed and leased to Cypress Concourse E, LLC. (Also see Item R-2 on this Agenda).

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-206

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A JOINDER AND CONSENT TO THE EXECUTION AND DELIVERY OF TWO (2) WATERLINE UTILITIES EASEMENT DEEDS AND ONE (1) SANITARY SEWER UTILITY EASEMENT DEED FROM CYPRESS CONCOURSE E, L.L.C. TO THE CITY OF FORT LAUDERDALE UPON REAL PROPERTY LOCATED WITHIN THE PLAT FORT LAUDERDALE INDUSTRIAL AIRPARK, SECTION 2, PLAT BOOK 63, PAGE 8, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED BELOW.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Demolition of Buildings (R-4)

At its October 18, 2001 and/or November 15, 2001 meetings, the Unsafe Structures and Housing Appeals Board recommended that the City demolish the following buildings and assess the properties with associated costs:

- A. 647 N.W. 14 Terrace
- B. 1397 S.W. 25 Avenue
- C. 1601 S.W. 20 Street (Lamination Building)
- D. 2300 N.W. 15 Court

Motion made by Commissioner Moore and seconded by Commissioner Smith to approve the demolitions as recommended relating to 647 Northwest 14th Terrace and 2300 Northwest 15th Court (A and D, above). Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

B. 1397 Southwest 25th Avenue

Ms. Jenni Akerblom said she had not realized she should have been present at the last meeting, and an Architect was preparing plans for repair of this property. In fact, a permit for the front building had been issued today. She advised that the Architect had not yet completed plans for the rear building.

Mr. John Smith, Building Official, advised that the permit for the front building had been issued today, but the rear building was still in question. It was his understanding that the owner desired some additional time to save that building as well. Commissioner Moore understood Gus Carbonell was the Architect, and he had no objection to allowing another 30 days.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to defer the action relating to 1397 Southwest 25th Avenue (B) until January 8, 2002. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

C. 1601 Southwest 20th Street (Lamination Building)

Mr. Mark McGlocken requested another week to finalize the contract that was pending for the demolition work.

Motion made by Commissioner Moore and seconded by Commissioner Smith to defer the action relating to 1601 Southwest 20th Street to December 18, 2001. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-207

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ORDERING THE DEMOLITION OF THE BUILDING OR BUILDINGS UPON EACH PROPERTY LEGALLY DESCRIBED IN THE ATTACHED SCHEDULE "A," BECAUSE OF NON-COMPLIANCE WITH THE SOUTH FLORIDA BUILDING CODE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Building Board-Up and Securing Charges (R-5)

A resolution was presented authorizing the proper City officials to impose liens against such properties for costs associated with boarding and securing the buildings located thereon.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-208

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, CHARGING AND ASSESSING AGAINST THE PROPERTIES DESCRIBED IN THE SCHEDULE ATTACHED HERETO THE COST AND EXPENSE OF SECURING AND BOARDING UP BUILDINGS LOCATED THEREON WHICH WERE FOUND UNSAFE UNDER SECTION 202 OF THE SOUTH FLORIDA BUILDING CODE AND IMPOSING LIENS AGAINST SUCH PROPERTIES; AUTHORIZING AND DIRECTING THE PROPER CITY OFFICIALS TO RECORD CLAIMS OF LIEN AGAINST THE PROPERTIES IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

**Vacate Utility Easement –
Home Depot U.S.A., Inc. – The Home Depot (Case No. 1-M-01)..... (R-6)**

A resolution was presented authorizing the vacation of a utility easement as follows (also see Items PH-1, PH-2 and R-7 on this Agenda):

Applicant: Home Depot U.S.A., Inc.
Request: Vacate utility easement
Location: North of Sunrise Boulevard, between N.E. 4 Avenue and N.E. 5 Avenue

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-209

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING ALL OF THAT CERTAIN UTILITY EASEMENT RETAINED OVER THE VACATED 15 FOOT ALLEY IN BLOCK 182, "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BOUNDED ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 11TH STREET AND BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF EAST SUNRISE BOULEVARD, LOCATED BETWEEN NORTHEAST 4TH AVENUE AND NORTHEAST 5TH AVENUE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

**Vacate Utility Easement –
Home Depot U.S.A., Inc. – The Home Depot (Case No. 2-M-01)..... (R-7)**

A resolution was presented authorizing the vacation of a utility easement as follows (also see Items PH-1, PH-2 and R-6 on this Agenda):

Applicant: Home Depot U.S.A., Inc.
Request: Vacate utility easement
Location: North of Sunrise Boulevard, between N.E. 5 Avenue and N.E. 5 Terrace

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-210

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING ALL OF THAT CERTAIN UTILITY EASEMENT RETAINED OVER THE VACATED 15 FOOT ALLEY IN BLOCK 181, "PROGRESSO", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; BOUNDED ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF NORTHEAST 11TH STREET AND BOUNDED ON THE SOUTH BY THE NORTH RIGHT-OF-WAY LINE OF EAST SUNRISE BOULEVARD, LOCATED BETWEEN NORTHEAST 5TH TERRACE AND NORTHEAST 5TH AVENUE, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Plat Approval "1301 Plat" – 1301 Development, Inc. (PZ Case No. 8-P-01) (R-8)

At the October 17, 2001 Planning and Zoning Board regular meeting, it was recommended by a vote of 8 to 0 that the following application be approved.

Applicant: 1301 Development, Inc.
Request: Plat approval "1301 Plat"
Location: North side of S.E. 20 Street, between S.E. 10 Avenue and Eisenhower Boulevard

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 01-211

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA APPROVING A PLAT KNOWN AS "1301 PLAT".

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Extension and Widening of McNab Road (OB)

A resolution was presented supporting the extension of McNab Road across the Florida East Coast Railroad (FEC) tracks and providing for widening of McNab Road to six lanes east of Dixie Highway and the FEC.

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 01-212

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE EXTENSION OF MCNAB ROAD ACROSS THE FLORIDA EAST COAST RAILROAD (FEC) TRACKS AND PROVIDING FOR WIDENING OF MCNAB ROAD TO SIX LANES EAST OF DIXIE HIGHWAY AND THE FEC.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Development Permit – Best Buy (PZ Case No. 100-R-01) (OB)

Motion made by Commissioner Katz and seconded by Commissioner Smith to waive the City Commission Request for Review of the application for a development permit for the project known as Best Buy, PZ Case No. 100-R-01. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

Advisory Board Appointments (OB)

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Citizen Review Board

Fenel Antoine
Patricia Mayers
Dean Trantalis

Community Appearance Board

Dr. Sohyun Park Lee

Education Advisory Board

JoAnne Boggus

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 01-213

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH IN THE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith, and Mayor Naugle. NAYS: none.

At 9:12 P.M., Mayor Naugle adjourned the meeting.

Jim Naugle
Mayor

ATTEST:

Lucy Masliah
City Clerk